

CIVIL DOCKET

BARROW

DAUGHERTY

69-C-143

UNITED STATES DISTRICT COURT

Jury demand date: 8-4-69

D. C. Form No. 106A Rev.

8

TITLE OF CASE

ATTORNEYS

United States of America

VS

60.00 Acres of Land, More or Less,
Situate in Rogers County, State of
Oklahoma, and Homer Van Dyke, et al

For plaintiff:

Lawrence A. McSoud
Hubert A. Marlow

For defendant:

Chappell & Maddux (for H. Van Dyke)
Box 349, Nowata, Okla. 74048

Ames, Daugherty, Bynum, Black, Asha-
branner & Rogers
219 Couch Drive
Oklahoma City, Oklahoma

James E. Slater

STATISTICAL RECORD

COSTS

DATE

NAME OR
RECEIPT NO.

REC.

DISB.

J.S. 5 mailed 8-/

Clerk

J.S. 6 mailed 1-1-73

Marshal

Basis of Action: Condemnation
of Land - Oologah Dam and
Reservoir

Docket fee

Witness fees

Action arose at: Tulsa

Depositions

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-2-69	Complaint, filed. m	
7-2-69	Declaration of taking, filed. m	
7-2-69	Motion for order for delivery of possession, filed. m	
7-2-69	Notice, filed. m	
7-9-69	Order for delivery of possession, filed. (Fred Daugherty - Judge) b	
7-15-69	Return on service of writ, filed. Served Board of Co. Cmmrs, Co. Treas. and Co. Assessor of Rogers Co. Okla, at Claremore, Okla on 7-14-69. (\$24.72) Served Mayabb Oil Co. at Tulsa, Okla, on 7-14-69. (\$7.68)	
7-28-69	Returns on service of writ, filed: served Okla. Tax Commission at Okla. City on 7-18-69 (USM\$8.72); served O. L. Crawford, Federal National Bank & Trust of Shawee and Carl J. Helean at Shawnee, Okla., on 7-19-69. (USM \$40.08)g	
7-30-69	Return on service of writ, filed. Served Homer Van Dyke 5 mi. N.E. of Disney, Okla. on 7-25-69. (Fees: \$42.96)m	
8-4-69	Answer of Homer Van Dyke (with request for jury trial), filed. g	
8-5-69	Answer of the defendants O. L. Crawford and Carl J. Helean and Demand for jury trial, filed. ds	
8-6-69	Disclaimer of State of Okla., filed. m	
8-12-69	Return on Service of Writ filed. Executed by serving L.R. Shaw(deceased) by serving Earlyne H. Shaw, his wife at Glen Ellyn, Illinois on 7-16-69.(USM\$13.00)	
8-19-69	Return on Service of Writ filed. Served Dept. of Interior, etc., by serving Virgil N. Harrington, Area Director at Muskogee, Okla. on 7-14-69.h	
1-7-70	Case set for pretrial hearing on Wednesday, January 28, 1970, at 11:15 A.M. (FD-J) ds	
1-28-70	Pre-trial hearing held, operators withdraw necessity of taking and all parties agree to Judge Daugherty continuing the handling of the case and case is referred to a commission. (Fred Daugherty - Judge) b	
1-30-70	Amended answer of the defendants, O. L. Crawford and Carl J. Helean, filed. b	
2-6-70	Order appointing Commissioners, Warren G. Morris (Chairman), Alfred Saab and Claude Butler, filed. (FD-J)m	
2-13-70	Instructions to commissioners, filed. (Fred Daugherty - Judge) b	
2-13-70	Ordered by the Court that a copy of the instructions be mailed to attorneys of record; and that any objections thereto be filed within 10 days. (Fred Daugherty- Judge) Copies mailed and attys. notified. b	
2-20-70	Case set for trial before Commissioners at 9:30 AM, 3-19-70. g	
4-24-70	Oath of Office of Commissioners filed. h	
5-1-70	Report of commissioners, filed. m Notices mailed.	
5-12-70	Objections of Deft's Crawford & Helean to Report of Commissioners, filed. js (filed in 69-C-141, 142, 146)	
5-12-70	Memorandum of Authorites in Support of Deft's Objections, filed. js	
5-28-70	Response of plaintiff to objections of the defendants O. L. Crawford and Carl J. Helean to the report of commissioners, filed. b <i>copy made 1 JS</i>	
6-10-70	Claim of commissioners, filed. m	
12-3-70	Oral arguments made on objections to the commissioners' report. (Fred Daugherty - Judge) b	
12-14-70	Order for payment to Commissioners, filed. (FD-J) ds	
2-10-71	Order filed, action abated until ruling is finally announced in Cases 69-C-173, et al. (Fred Daugherty - Judge) copies mailed	
5-2-72	Order filed, rejecting the Report of Commissioners of 5-1-70 & return case to the Commission with instructions in accordance w/decision of Court of Appeals. Filed. (FD-J)r (copy to U.S. Atty, Defts atty & Commissioners)	

(OVER)

DAUGHERTY

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
8-8-72	Second Report of Commissioners, filed. r (notices mailed)	
8-11-72	Mo. of pltf. for enlargement of time to serve obj. to report of commrs., with brief, filed. rm - order to J.	
8-14-72	Order enlarging time, filed, granting pltf. until 9-8-72 to serve objections to report of commissioners. (FD-J)hm (copies mailed)	
9-7-72	(Second) Objections to report of commissioners, with brief, filed by the Pltf. -copy to commrs.	
9-13-72	Copy of letter from J. D. to defts, stating that they are to respond to Pltf's Obj., w/supporting brief if opposed, within 10 days from 9-12-72 (9-22-72), filed. r	
9-21-72	Response of defendants, O. L. Crawford and Carl J. Helean to objections of plaintiff to the second report of commissioners, filed. ds	
12-8-72	Stip. as to just compensation for work. int., filed. r	
12-18-72	Judgment as to all interests, filed & entered. (FD-J)g	
2-9-73	Claim of commrs., filed. rm	
2-13-73	Order for payment to Commissioners, filed. (FD-J)g	

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